

REMARKS

By this amendment, Applicants amend claims 1, 6, 18, and 26 to more clearly define the features of those claims and cancel claims 10-17 and 21-25, without prejudice or disclaimer. Applicants submit that the amendments are supported by the specification (see, e.g., paragraphs 0024, 0025, 0040, 0057, and the like).

Claims 1-9, 18-20, and 26 are currently pending.

At the outset, Applicants disagree with the Examiner's refusal to consider the Declaration submitted under 37 CFR 1.131. Without acquiescing to the Examiner's position, Applicants have amended claims 1, 6, 18, and 26 in the interest of expediting prosecution.

In the Office Action mailed November 26, 2008, the Examiner rejected claims 1-26 under 35 U.S.C. § 102(e) as anticipated by U.S. Patent No. 7,316,003 to Dulepet et al. (Dulepet). Applicants respectfully traverse this rejection.

Amended claim 1 recites a combination including "providing a design-time translator and a run-time translator that both correspond to a defined page element, the run-time translator and design time translator configured on a processor." Moreover, claim 1 recites "during design-time for a page, invoking the design-time translator for a page template including the defined page element having content components, said design-time invoking resulting in the defined page element in the page template being translated into a design-time representation of the content components in the page, the design-time representation being rendered in accordance with a predefined layout of a container for the components, the page template being available to a plurality of remote users of a portal, the content components including a first content component and a second content component, the first content component configured as static content

with a run-time behavior determinable at design-time, and the second component configured as dynamic content with a run-time behavior not determinable at run-time, such that at design-time a tag is used to represent the dynamic content on the page rendered at design-time.” Furthermore, claim 1 recites “during run-time for the page, invoking the run-time translator for the page template, said run-time invoking resulting in the content components being obtained and the defined page element in the page template being translated into a run-time presentation of the obtained one or more content components in accordance with the layout of the container, wherein the second component configured as dynamic content is determined and obtained in parallel, at run-time using threading, with other dynamic content stored in blocks without ordering in a content storage medium to render the dynamic content of the second component rather than the tag used during design-time.”

In contrast to claim 1, Dulepet discloses executing “dynamic source code” to determine “dynamically generated web page content” rather than use a simple “tag” to represent dynamic content during design time and then replace that tag with dynamic content. Indeed, Dulepet states:

In this embodiment, the controller may deploy web page source code to a server configured to replace dynamic code (within the deployed web page source code) with dynamically generated content according to the Java Server Pages (JSP) specification. A JSP container or web container, executing on the server, may convert, compile and/or execute the deployed dynamic source code via an executable Java servlet configured to generate requested dynamic content. The JSP container may retrieve data from a database to satisfy the dynamic content request(s) within the deployed web page source code.

Dulepet, col. 3, lines 29-39.

Moreover, Dulepet is completely silent with respect to any obtaining dynamic

content at runtime in parallel using threading and staging that dynamic content in a storage medium before rendering the dynamic content at run-time.

In view of the foregoing, Dulepet fails to disclose at least the following feature of claim 1: "during run-time for the page, invoking the run-time translator for the page template, said run-time invoking resulting in the-content components being obtained and the defined page element in the page template being translated into a run-time presentation of the obtained one or more content components in accordance with the layout of the container, *wherein the second component configured as dynamic content is determined and obtained in parallel, at run-time using threading, with other dynamic content stored in blocks without ordering in a content storage medium to render the dynamic content of the second component rather than the tag used during design-time.*" Emphasis added. Therefore, claim 1 is not anticipated by Dulepet, and the rejection under 35 U.S.C. § 102(e) of claim 1 and claims 2-5, at least by reason of their dependency from independent claim 1, should be withdrawn.

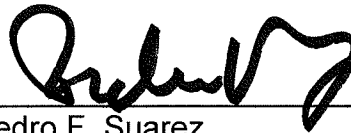
Claims 6, 18, and 26, although of different scope, includes features similar to those noted above with respect to claim 1. For at least the reasons given above, claims 6, 18, and 26, as well as corresponding dependent claims 7-9 and 19-20, are not anticipated by Dulepet, and the rejection under 35 U.S.C. § 102(e) of those claims should be withdrawn.

CONCLUSION

It is believed that all of the pending claims have been addressed in this paper. However, failure to address a specific rejection, issue or comment, does not signify agreement with or concession of that rejection, issue or comment. In addition, because the arguments made above are not intended to be exhaustive, there may be reasons for patentability of any or all pending claims (or other claims) that have not been expressed. Finally, nothing in this paper should be construed as an intent to concede any issue with regard to any claim, except as specifically stated in this paper.

Applicant is concurrently filing herewith a Request for Continued Examination with the requisite fee, authorization for a credit card payment of the filing fee is submitted herewith. No additional fees are believed to be due, however the Commissioner is authorized to charge any additional fees or credit overpayments to Deposit Account No. 50-0311, reference No. 34874-020/2003P00061US01. If there are any questions regarding this reply, the Examiner is encouraged to contact the undersigned at the telephone number provided below.

Respectfully submitted,



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